

REMARKS

The instant application is a divisional of U.S. Patent Application No. 09/903,814, filed July 12, 2001, which has recently been allowed and for which the issue fee has been submitted, which is a divisional of U.S. Patent Application No. 09/351,703, filed July 12, 1999, now abandoned, which claims the benefit of U.S. Provisional Application No. 60/092,869, filed July 15, 1998, now abandoned.

Claims 25-34 are new and are currently pending, with claim 25 being the sole independent claim. The current claims are drawn to polynucleotides encoding the amino acid sequence of SEQ ID NO:18, and DNA, vectors, host cells, plants and seeds.

Claims 1-24 have been cancelled without prejudice to or disclaimer of the subject matter recited therein. Claims 25-34 have been added. Support for the default parameters cited in claim 25 are found at least at page 24, lines 13-19. No new matter is believed to be added.


The following amendments have been made to the specification: 1) corrections have been made to indicate the trademarks used in the specification on page 8 and pages 19-30; 2) the title of the application, on pages 1 and 34 (the abstract page), has been changed to correspond to the amended title of the prior application, U.S. Application Number 09/903,814; 3) the cross-reference to related applications in the specification has been updated; 4) clerical errors in Tables 9 and 10 have been corrected; 5) two paragraphs have been amended to remove hyperlinks; and 6) two paragraphs have been amended to replace "KTUPLE 1" with "KTUPLE=1". No new matter is believed to be added.

Furthermore, Applicants have filed simultaneously herewith a 37 C.F.R. 1.825(a) Amendment to Sequence Listing. The Sequence Listing has been amended to define the "unsure" nucleotides and amino acids with an appropriate <223> line, where necessary. In addition, the following changes were made to the Sequence Listing: the <130> line was changed to read "BB1179 USDIV1"; the format was corrected for the application number and filing date for the provisional application, in lines <150> and <151>, respectively; and two new sets of <150> and <151> lines were added for the application number and filing date, respectively, of each of the two preceding nonprovisional applications. No new matter has been added.

In view of the foregoing, allowance of the above-referenced application is respectfully requested.

Please charge any requisite fees or credit any overpayment to Deposit Account No. 04-1928 (E. I. du Pont de Nemours and Company).

Respectfully submitted,


LORI Y. BEARDELL
ATTORNEY FOR APPLICANTS
Registration No.: 34,293
Telephone: (302) 992-4926
Facsimile: (302) 892-1026

Dated: 11/26/03